

SEP 04 2003

Before the  
**FEDERAL COMMUNICATIONS COMMISSION**  
 Washington, D.C. 20554

Federal Communications Commission  
 Office of the Secretary

EB Docket No. 03-152

|   |   |                        |
|---|---|------------------------|
| In the Matter of                            | ) |                        |
|   | ) |                        |
| WILLIAM L. ZAWILA                           | ) | Facility ID No. 72672  |
|   | ) |                        |
| Permittee of FM Station KNKS,               | ) |                        |
| Coalinga, California                        | ) |                        |
|   | ) |                        |
| AVENAL EDUCATIONAL SERVICES, INC.           | ) | Facility ID No. 3365   |
|   | ) |                        |
| Permittee of FM Station KAAX,               | ) |                        |
| Avenal, California                          | ) |                        |
|   | ) |                        |
| CENTRAL VALLEY EDUCATIONAL                  | ) | Facility ID No. 9993   |
| SERVICES, INC.                              | ) |                        |
|   | ) |                        |
| Permittee of FM Station KAJP,               | ) |                        |
| Firebaugh, California                       | ) |                        |
|   | ) |                        |
| H L CHARLES D/B/A FORD CITY                 | ) | Facility ID No. 22030  |
| BROADCASTING                                | ) |                        |
|   | ) |                        |
| Permittee of FM Station KZPE,               | ) |                        |
| Ford City, California                       | ) |                        |
|   | ) |                        |
| LINDA WARE D/B/A LINDSAY                    | ) | Facility ID No. 37725  |
| BROADCASTING                                | ) |                        |
|   | ) |                        |
| Licensee of FM Station KZPO,                | ) |                        |
| Lindsay, California                         | ) |                        |
|   | ) |                        |
| In re Application of                        | ) |                        |
|   | ) |                        |
| WESTERN PACIFIC BROADCASTING, INC.          | ) | File No. BR-19970804YJ |
|   | ) | Facility ID No. 71936  |
| For Renewal of License for AM Station KKFO, | ) |                        |
| Coalinga, California                        | ) |                        |

To William L. Zawila

6751

**ENFORCEMENT BUREAU'S REQUEST FOR**  
**ADMISSION OF FACTS**

The Enforcement Bureau, pursuant to section 1.246 of the Commission's Rules, 47 C.F.R. § 1.246, hereby requests that, within ten (10) days of service of this Request, William L. Zawila ("Zawila") admit to the truth of the following statements, as set forth in the following numbered paragraphs. Each response shall be labeled with the same number as the subject admission request and shall be made under oath or affirmation of the person providing the response. Zawila is reminded that "[a] denial shall fairly meet the substance of the requested admission, and when good faith requires that a party deny only a part or a qualification of a matter of which an admission is requested, he shall specify so much of it as true and deny only the remainder." 47 C.F.R. § 1.246(b).

**Definitions**

For this document, the following definitions apply.

"Zawila" means Mr. William L. Zawila.

"KNGS" means radio broadcast station KNGS(FM), Coalinga, California.

"Coalinga" means the City of Coalinga, California, and/or any representative, employee, agent, consultant, and any other person working for or on behalf of any of the foregoing.

The "Commission" or the "FCC" means the Federal Communications Commission and any employee thereof.

**Admissions**

1. Zawila has been the permittee of KNGS since October 19, 1987.
2. Zawila has never constructed KNGS in accordance with the construction permit for the station issued to him by the FCC.

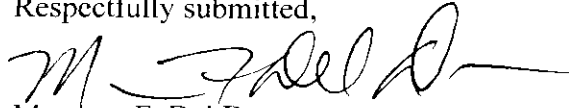
- 3      Zawila never had anyone else construct KNGS in accordance with the  
construction permit for the station issued to him by the FCC.
- 4      Zawila has never filed an FCC Form 854 certifying construction of the tower  
on which KNGS was authorized by the FCC to be co-located with radio  
station KAAX(FM), Avenal, California
- 5      Avenal Educational Services, Inc., the permittee for radio station KAAX(FM),  
has never filed an FCC Form 854 certifying construction of the tower on  
which KNGS was authorized by the FCC to be co-located with radio station  
KAAX(FM)
- 6      Zawila never constructed a 91-meter tower located at North Dome Ridge in  
Kettleman Hills, six kilometers East-Northeast of Avenal, California (the  
“KAAX/KNGS tower site”)
7.      No one has ever constructed a 91-meter tower at the KAAX/KNGS tower site
- 8      The main studio for KNGS has never been located at the KAAX/KNGS tower  
site
- 9      Zawila signed the license application for KNGS (FCC File No BLH-  
19990804KJ), certifying to the truth of the statements therein.
- 10      Zawila’s representation in Section II, Item 18 of BLH-19990804KJ that the  
main studio for KNGS was located at the KAAX/KNGS tower site was false
- 11      Zawila knew when he made his representation in Section II, Item 18 of BLH-  
19990804KJ that the main studio for KNGS was located at the KAAX/KNGS  
tower site that the representation was false
- 12      Zawila’s address is 12550 Brookhurst Street, Suite A, Garden Grove,

California 92640.

- 13     Zawila has never received a right-of-way from the Bureau of Land  
Management of the United States Department of the Interior to operate a radio  
station at the KAAX/KNGS tower site.
- 14     Avenal Educational Services, Inc. has never received a right-of-way from the  
Bureau of Land Management of the United States Department of the Interior  
to operate a radio station at the KAAX/KNGS tower site.
15.    Zawila has never maintained a local telephone number for KNGS in Coalinga.
- 16     Zawila has never maintained a toll-free telephone number for KNGS
- 17     Zawila's representation in a letter filed November 25, 2000 at the FCC, which  
responded to an informal objection filed with the FCC by Richard M. Smith  
(the "November 25, 2000, letter"), that "KNGS was constructed in  
compliance with its construction permit" was false.
- 18     At the time that he made the representation in the November 25, 2000, letter  
that "KNGS was constructed in compliance with its construction permit,"  
Zawila knew that the representation was false.
- 19     Zawila does not currently have a public file for KNGS.
- 20     Zawila has never maintained a public file for KNGS.
- 21     Zawila has never created a public file for KNGS

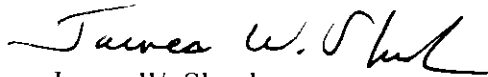
23      Zawila has never maintained station logs (*see* 47 C.F.R. § 73.1820(a)) for  
KNGS

Respectfully submitted,



Maureen F. Del Duca

Chief, Investigations and Hearings Division



James W. Shook

Attorney



David M. Janas

Attorney

Federal Communications Commission  
445 12<sup>th</sup> Street, S.W., Room 3-B443  
Washington, D.C. 20554  
(202) 418-1420

September 4, 2003

CERTIFICATE OF SERVICE

Makia Day, a staff assistant of the Enforcement Bureau's Investigations and Hearings Division, certifies that she has, on this 4<sup>th</sup> day of September, 2003, sent by first class United States mail, electronic mail (e-mail) or delivered by hand, copies of the foregoing "Enforcement Bureau's Request for Admission of Facts" to:

William L. Zawila (by first class mail and by e-mail)  
12550 Brookhurst Street - Ste A  
Garden Grove, CA 92840

Administrative Law Judge Arthur I. Steinberg (by hand)  
Federal Communications Commission  
445 12<sup>th</sup> Street, S.W., Room 1-C861  
Washington, D.C. 20054

  
Makia Day